



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

VENTURE PACIFIC LAW, PC  
5201 GREAT AMERICA PARKWAY, SUITE 270  
SANTA CLARA, CA 95054

**COPY MAILED**

DEC 10 2008

In re Application of  
Xi Shen, et al.  
Application No. 10/770,630  
Filed: February 2, 2004  
Attorney Docket No. BYD-02

ON PETITION

This is a decision in response to the petition, filed September 17, 2008, to revive the above-identified application under the provisions of 37 CFR 1.137(b).

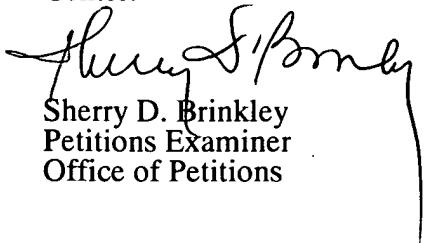
The petition is **GRANTED**.

The application became abandoned for failure to reply in a timely manner to the non-final Office action mailed October 30, 2006, which set a shortened statutory period for reply of three (3) months. No extension of time under the provisions of 37 CFR 1.136(a) was obtained. Accordingly, the application became abandoned on January 31, 2007. A Notice of Abandonment was mailed on June 1, 2007. On September 17, 2008, the present petition was filed.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that petitioner has supplied (1) a proposed reply in the form of an amendment; (2) the petition fee of \$1,540; and (3) an adequate statement of unintentional delay.

The application is being referred to Technology Center AU 1745 for appropriate action by the Examiner in the normal course of business on the response filed September 17, 2008.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3204. Inquiries relating to further prosecution should be directed to the Technology Center.

  
Sherry D. Brinkley  
Petitions Examiner  
Office of Petitions